

REMARKS

An Office Action was mailed on September 20, 2007. Claims 40-60 are pending and are allowable over the prior art. Claim 50 is herewith canceled.

REPLACEMENT DRAWING SHEET

Applicant has included a replacement sheet of drawings including FIGS. 1-6, which includes FIG. 4A described in the originally-filed specification, and which is identical to FIG. 4A of Applicant's parent U.S. Patent 7,226,230 (see the double patenting rejection below). No new matter is presented in such replacement sheet.

ABSTRACT

Applicant has deleted the current Abstract and has substituted therewith the Abstract from parent application 10/628,097. Such Abstract is in compliance with MPEP requirements.

REJECTION UNDER 35 U.S.C. § 112, FIRST PARAGRAPH

Claim 50 is rejected under 35 U.S.C. §112, first paragraph, as failing to comply with the written description requirement. Applicant respectfully traverses such rejection in view of the cancellation of claim 50.

DOUBLE PATENTING

Claim 57 is provisionally rejected under 35 U.S.C. §101 as claiming the same invention as that of claim 67 of co-pending Application No. 10/894,428. Applicant respectfully traverses this rejection because claim 57 of the present application is narrower than claim 67 of 10/894,428. Specifically, claim 57 of the present application, subsection (c), requires "a forwardly-projecting side wall tapering from the first end to the opening," whereas claim 67 of 10/894,428, subsection (c), requires "a forwardly-projecting side wall extending from the first end to the opening."

Other claims are rejected on the ground of non-statutory obviousness-type double patenting in view of U.S. Patent 7,226,230 and 10/894,428. Applicant is submitting herewith terminal disclaimers to overcome such rejections.

SPECIFICATION AND REJECTIONS UNDER 35 U.S.C. §112, SECOND PARAGRAPH

The specification is objected to as failing to provide proper antecedent basis for the claimed subject matter. With respect to the “center of the opening being located along a central axis,” Applicant respectfully submits that such limitation is amply disclosed in the originally-filed application as set forth, for example, in allowed claim 82 of co-pending application 10/894,428.

With respect to the “linear edge profile,” Applicant has added the following sentence in the paragraph bridging pages 12-13, “FIGURE 4 also shows the nozzle outlet 22 having a linear edge profile along the lateral width dimension 22a (see FIGURE 3) of the periphery when the outlet 22 is viewed from the side of the nozzle 11, the linear edge profile defined at a constant distance from the fitting 24 along the lateral width dimension 22a along a central axis of the nozzle 11.” No new matter is presented as such new sentence merely describes a feature of the originally-filed drawing as interpreted by the Examiner.

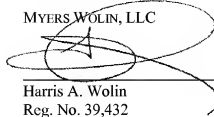
With respect to the sloped path as described in claim 47 and the distance in claim 48, Applicant has added the following sentences to the specification, “FIGURE 4 also shows that the forwardly-projecting side wall is configured to funnel dispensed material from the fitting 24 to the nozzle outlet 22 along a sloped path. FIGURE 4 also shows a nozzle 11 wherein the distance from the nozzle outlet 22 to the fitting 24 exceeds a thickness of the fitting 24.” No new matter is presented as such new sentences merely describe features of the originally-filed drawings.

An earnest effort has been made to be fully responsive to the Examiner's objections. In view of the above amendments and remarks, it is believed that this application is in condition for allowance. Passage of this case to allowance is earnestly solicited. However, if for any reason the Examiner should consider this application not to be in condition for allowance, the Examiner

is respectfully requested to telephone the undersigned attorney at the number listed below prior to issuing a further Action.

Any fee due with this paper, including the terminal disclaimer fees at the small entity rate, not already paid through an EFS-Web filing, may be charged to Deposit Account No. 50-3894. Any overpayment may be credited to Deposit Account No. 50-3894.

Respectfully submitted,
MYERS WOLIN, LLC

A handwritten signature in black ink, appearing to be "Harris A. Wolin", is written over a horizontal line. The signature is stylized with a large loop and a crossbar.

Harris A. Wolin
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